

#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Augustus et al
Serial No: 10/540,311 Art Unit: Unassigned
Filed: 19 December 2003 Examiner: Unassigned
Title: AMPLIFIED CANCER TARGET GENES USEFUL IN DIAGNOSIS AND
THERAPEUTIC SCREENING
Docket No: 689290-248

7 December 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmittal Cover Sheet

Sir:

In response to the Notice of Missing Requirements, dated 4 November 2005,
Applicants herewith submit the following:

1. Declaration of the inventors (executed – 4 sheets);
2. Copy of Notice Form; and
3. Return Post Card.

Applicants request that the Commissioner charge any additional fee for this
correspondence, or credit any overpayment, to Deposit Acct. No. 03-0678.

Serial No: 10/540,311
Filed: 19 December 2003

FIRST CLASS CERTIFICATE

I hereby certify that this
correspondence is being deposited
today with the U.S. Postal Service as
First Class Mail in an envelope
addressed to:

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Alan J. Grant 12/7/05
Alan J. Grant, Esq. Date

Respectfully submitted,

Alan J. Grant

Alan J. Grant, Esq.
Reg. No. 33,389

CARELLA, BYRNE BAIN, GILFILLAN,
CECCHI, STEWART & OLSTEIN
5 Becker Farm Road
Roseland, NJ 07068
Phone: 973-994-1700
Fax: 973-994-1744

PC1
A56

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/540,311	FIRST NAMED APPLICANT Meena Augustus	ATTY. DOCKET NO. 689290-248
---	---	--------------------------------

INTERNATIONAL APPLICATION NO.

PCT/US03/40701

I.A. FILING DATE

12/19/2003

PRIORITY DATE

12/20/2002

CARELLA, BYRNE, BAIN, GILFILLAN, CECCHI,
STEWART & OLSTEIN
5 BECKER FARM ROAD
ROSELAND, NJ 07068

CONFIRMATION NO. 4638

371 FORMALITIES LETTER



OC000000017390558

Date Mailed: 11/04/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/20/2005
- Copy of the International Search Report filed on 06/20/2005
- Biochemical Sequence Diskette filed on 06/20/2005
- Oath or Declaration filed on 06/20/2005
- Biochemical Sequence Listing filed on 06/20/2005
- Request for Immediate Examination filed on 06/20/2005
- U.S. Basic National Fees filed on 06/20/2005
- Priority Documents filed on 06/20/2005

DATE RECEIVED:	11-7-05
DATES ENTERED:	
1) Missing Parts	
Due 1-4-06	
DATE: 11-8 PM	

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,311	PCT/US03/40701	689290-248

FORM PCT/DO/EO/905 (371 Formalities Notice)